

**MINUTES
MONTEREY PARK CITY COUNCIL
SUCCESSOR AGENCY (SA)
REGULAR MEETING
FEBRUARY 3, 2016**

The City Council of the City of Monterey Park held a Regular Meeting of the Council in the Council Chamber, located at 320 West Newmark Avenue in the City of Monterey Park, Wednesday, February 3, 2016 at 7:00 p.m.

The minutes include items considered by the City Council acting on behalf of the Successor Agency of the former Monterey Park Redevelopment Agency, which dissolved February 1, 2012. Successor Agency matters will include the notation of "SA" next to the Agenda Item Number.

CALL TO ORDER:

Mayor Chan called the meeting to order at 7:03 p.m.

FLAG SALUTE:

The Monterey Park Fire Explorers led the flag salute.

ROLL CALL:

City Clerk Vincent Chang called the roll:

Council Members Present: Hans Liang, Stephen Lam, Teresa Real Sebastian, Peter Chan, Mitchell Ing

Council Members Absent: None.

ALSO PRESENT: City Manager Paul Talbot, City Attorney Mark Hensley, City Treasurer Joseph Leon, Public Works Director/Assistant City Manager Ron Bow, Fire Chief Scott Haberle, Police Chief Jim Smith, Recreation and Community Services Director Dan Costley, Management Services Director Chu Thai, Community and Economic Development Director Michael Huntley, Human Resources Director Tom Cody, City Librarian Norma Arvizu, Controller Annie Yaung, Assistant Engineer Rey Alfonso, Principal Management Analyst Amy Ho, Deputy City Clerk Cindy Trang

AGENDA ADDITIONS, DELETIONS, CHANGES AND ADOPTIONS

City Manager Talbot reported a typographical error of the date on Item No. 6F.

ORAL AND WRITTEN COMMUNICATIONS

- Tam Dinh, West Covina resident, expressed her opinion regarding transparency and justice for the Kwai Ling Hong incident.
- George Hong, son of Mr. Kwai Ling Hong, talked about the investigation and asked for justice for his father.

MISSION STATEMENT

The mission of the City of Monterey Park is to provide excellent services to enhance the quality of life for our entire community

- Lawrence Joe, representing the Asian Pacific American Advocates, Organization of Chinese American (OCA), Greater Los Angeles, asked the City Council to take the necessary steps to bring justice to Mr. Hong and his family.
- Joseph Leon, City Treasurer, talked about the deceased crossing guard, Abel Castellano, and asked the City Council to consider allocate more funding in effort to apprehend the driver.
- Edlyn Takahashi, representing the Mark Keppel High School Aquatic Booster, read a letter from the school aquatic coach, Ismael Perez, encouraging the City Council to consider expanding the pool to a 50 meter pool. She invited the residents to attend the upcoming fundraiser at Ono Hawaiian Grill on February 24.
- Jose Sanchez, member of the Veterans Basketball League, spoke in opposition of the fee increase for usage of the gym and asked the Council to consider reversing the fee increase.
- Randy Esparza introduced himself as the new Police Officers Associates President.
- Sarkis Antonian talked about training crossing guards and educating residents on the proper ways of crossing the streets.
- Bruce Mok, an Alhambra resident and neighbor of deceased Mr. Hong, talked about the lack of cleanup effort after the accident and asked about the status of the case.
- Irene Hong, daughter of the deceased Mr. Hong, elaborated on the accident and asked for a thorough investigation and to seek justice for her father.
- David Barron and Dora Leung, representatives of the Chamber of Commerce, invited the City Council and residents to the Lunar New Year dinner event on February 18 and an upcoming mixer on February 24.
- Jeffery Chao spoke in opposition of the fee increase for usage of the gym after hours.

1. **PRESENTATION**

None.

2. **SUCCESSOR AGENCY TO THE FORMER COMMUNITY REDEVELOPMENT AGENCY (SA)**

NEW BUSINESS

2A. WARRANT REGISTER FOR SUCCESSOR AGENCY TO THE FORMER COMMUNITY REDEVELOPMENT AGENCY OF FEBRUARY 3, 2016

It is required that the City Council (acting on behalf of the Successor Agency) approve all disbursements. Disbursements will be made from the funds referenced in the attached Resolution in Warrants numbered 307-309.

Action Taken: The City Council acting on behalf of the Successor Agency of the former Monterey Park Redevelopment Agency approved Item Nos. 2A-2B. The City Council approved payment of warrants and adopted Resolution No. SA-112 of the Successor Agency to the former Monterey Park Redevelopment Agency allowing certain claims and demands per warrant register dated February 3, 2016 totaling \$2,068.97 and specifying the funds out of which the same are to be paid.

Motion: Moved by Council Member Real Sebastian and seconded by Council Member Lam, motion carried by the following vote:

Ayes:	Council Members:	Liang, Lam, Real Sebastian, Ing, Chan
Noes:	Council Members:	None
Absent:	Council Members:	None
Abstain:	Council Members:	None

Resolution No. SA-112, entitled:

A RESOLUTION OF THE SUCCESSOR AGENCY TO THE FORMER COMMUNITY REDEVELOPMENT AGENCY (SA) ALLOWING CERTAIN CLAIMS AND DEMANDS PER WARRANT REGISTER DATED 3RD DAY OF FEBRUARY 2016 TOTALING \$2,068.97 AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

2B. SUCCESSOR AGENCY (SA) MINUTES

Approve the minutes from the regular meeting of January 6, 2016.

Action Taken: The City Council acting on behalf of the Successor Agency of the former Monterey Park Redevelopment Agency approved the minutes from the regular meeting of January 6, 2016. Motion taken with Item No. 2A.

This is the end of Successor Agency (SA) items.

3. CITY OF MONTEREY PARK CONSENT CALENDAR

None.

4. PUBLIC HEARING

None.

5. UNFINISHED BUSINESS

5A. SECOND READING AND ADOPTION: AN ORDINANCE AMENDING THE ZONING CODE EXPRESSLY PROHIBITING COMMERCIAL CANNABIS ACTIVITIES, CULTIVATION OF MEDICAL CANNABIS, AND DELIVERY OF MEDICAL CANNABIS IN ALL AREAS OF THE CITY

The Monterey Park Municipal Code expressly prohibits medical marijuana dispensaries in the City. Recent legislation signed by Governor Brown expressly authorizes cities to regulate or prohibit the cultivation and delivery of medical cannabis, and commercial cannabis activities, generally. If cities in California do not prohibit the cultivation of medical cannabis by March 1, 2016, the State will become the exclusive licensing authority for medical cannabis cultivation. Although these medical marijuana-related activities are already technically prohibited under the City's permissive zoning scheme (*viz.* any use that is not expressly permitted is prohibited), staff recommends adoption of an ordinance that expressly prohibits these medical marijuana-related activities in order to avoid any possible ambiguity.

The first reading and public hearing occurred on January 20, 2016. The ordinance is now ready for second reading and adoption by the City Council.

Action Taken: The City Council waived second reading and adopted Ordinance No. 2126.

Motion: Moved by Council Member Real Sebastian and seconded by Council Member Liang, motion carried by the following vote:

Ayes:	Council Members:	Liang, Lam, Real Sebastian, Ing, Chan
Noes:	Council Members:	None
Absent:	Council Members:	None
Abstain:	Council Members:	None

Ordinance No. 2126, entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MONTEREY PARK ADDING CHAPTER 9.102 TO TITLE 9 AND CHAPTER 21.46 TO TITLE 21 OF THE MONTEREY PARK MUNICIPAL CODE TO CLARIFY THAT COMMERCIAL CANNABIS ACTIVITIES, CULTIVATION OF MEDICAL CANNABIS AND DELIVERY OF MEDICAL CANNABIS ARE PROHIBITED IN ALL ZONES AND SPECIFIC PLAN AREAS OF THE CITY

5B. NEIGHBORHOOD PRESERVATION TITLE – SECOND READING

Last month, the City Council introduced three ordinances updating the Monterey Park Municipal Code ("MPMC") regulations pertaining to code enforcement. Second reading and adoption was scheduled for this meeting. To help implement the regulations, the Police, Fire, and Community and Economic Development departments are reviewing the City's existing fine schedule which establishes the amount of fines for certain Vehicle Code and MPMC violations. A resolution proposing revised fines will be presented at the next regularly scheduled City Council meeting.

Action Taken: The City Council waived second reading and adopted three ordinances that would (a) create a new Title 4 in the Monterey Park Municipal Code ("MPMC") entitled "Neighborhood Preservation"; (b) Ordinance No. 2127 would update the MPMC's current regulations regarding general penalties; (c) Ordinance No. 2129 would update the MPMC's current regulations regarding public nuisances; and (d) Ordinance No. 2128 would update the MPMC's current regulations regarding Administrative Citations.

Motion: Moved by Council Member Liang and seconded by Council Member Lam, motion carried by the following vote:

Ayes: Council Members: Liang, Lam, Real Sebastian, Ing, Chan
Noes: Council Members: None
Absent: Council Members: None
Abstain: Council Members: None

Ordinance No. 2127, entitled:

AN ORDINANCE ADDING A NEW TITLE 4 ENTITLED "NEIGHBORHOOD PRESERVATION" TO THE MONTEREY PARK MUNICIPAL CODE "MPMC") AND ADDING A NEW CHAPTER 4.10 TO THE MPMC ESTABLISHING GENERAL PENALTIES FOR VIOLATING THE MONTEREY PARK MUNICIPAL CODE; PROCEDURES FOR ISSUING CITATIONS; AND AUTHORIZING PROSECUTIONS

Ordinance No. 2128, entitled:

AN ORDINANCE REPEALING CHAPTER 1.09 OF THE MONTEREY PARK MUNICIPAL CODE ("MPMC") AND ADDING A NEW CHAPTER 4.20 REGARDING ADMINISTRATIVE CITATIONS

Ordinance No. 2129, entitled:

AN ORDINANCE ADDING A NEW CHAPTER 4.30 TO THE MONTEREY PARK MUNICIPAL CODE ENTITLED "PUBLIC NUISANCES"

5C. MIDYEAR REVIEW REPORT WITH PROPOSED ADJUSTMENTS TO THE ADOPTED BUDGET 2015-2016

On January 13, 2016, Finance completed the 2015-16 Midyear Review Report and published it on the City's website. The purpose of this report is to provide citizens accountability in areas such as revenue projections updates, projected annual expenditures, proposed budget adjustments, and projected budget development for the upcoming year. The Midyear Review incorporates the policy direction of the City Council for services and programs to address the needs of the community as identified during the first half of this fiscal year. Through this midyear review process, staff is proposing to the City Council nine (9) budget items to address community issues and to accommodate operation needs.

Action Taken: The City Council (1) approved budget amendments for additional expenditures as presented in the Midyear Review Report was amended to exclude line items for Conservation Garden and the Basketball Courts at Garvey Ranch Park; and (2) received and filed the report.

Motion: Moved by Mayor Chan and seconded by Council Member Real Sebastian, motion carried by the following vote:

Ayes: Council Members: Liang, Lam, Real Sebastian, Ing, Chan
Noes: Council Members: None
Absent: Council Members: None
Abstain: Council Members: None

Action Taken: Mayor Chan declared a potential conflict of interest; recused himself and left the Council Chambers as his residence is located within 500 ft of the project site. The City Council (1) approved budget amendments for additional expenditures as presented in the Midyear Review Report was amended to approve \$235,000 for the Conservation Garden Line Item and \$75,000 for the Basketball Courts at Garvey Ranch Park; and (2) received and filed the report.

Motion: Moved by Council Member Real Sebastian and seconded by Council Member Lam, motion carried by the following vote:

Ayes: Council Members: Liang, Lam, Real Sebastian, Ing
Noes: Council Members: None
Absent: Council Members: Chan
Abstain: Council Members: None

RECESSED AND RECONVENED

The City Council recessed at 9:01 p.m. and reconvened with all council members present at 9:08 p.m.

6. NEW BUSINESS

6A. WARRANT REGISTER FOR THE CITY OF MONTEREY PARK OF FEBRUARY 3, 2016

It is required that the City Council approve all disbursements. Disbursements will be made from the funds referenced in the attached Resolution in Warrants numbered 307658-307845 and e-Payables numbered 000171-000191.

Action Taken: The City Council approved payment of warrants and adopted a Resolution No. 11818 allowing certain claims and demands per Warrant Register dated February 3, 2016 totaling \$1,235,270.84 and specifying the funds out of which the same are to be paid.

Motion: Moved by Council Member Liang and seconded by Council Member Lam, motion carried by the following vote:

Ayes: Council Members: Liang, Lam, Real Sebastian, Ing, Chan
Noes: Council Members: None
Absent: Council Members: None
Abstain: Council Members: None

Resolution No. 11818, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONTEREY PARK, CALIFORNIA ALLOWING CERTAIN CLAIMS AND DEMANDS PER WARRANT REGISTER DATED 3RD DATE OF FEBRUARY 2016 TOTALING \$1,235,270.84 AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

6B. CITY COUNCIL MINUTES

Approve the minutes from the regular meeting of January 6, 2016.

Action Taken: The City Council approved the minutes from the regular meeting of January 6, 2016.

Motion: Moved by Council Member Real Sebastian and seconded by Council Member Liang, motion carried by the following vote:

Ayes: Council Members: Liang, Lam, Real Sebastian, Ing, Chan
Noes: Council Members: None
Absent: Council Members: None
Abstain: Council Members: None

6C. ANNUAL WEED ABATEMENT DECLARATION LIST

The County of Los Angeles Department of Agriculture Commissioner and Weights and Measures Weed Abatement Division submitted to the City of Monterey Park the annual Weed Abatement Declaration List and Resolution to be approved and adopted by the City Council on February 3, 2016. This action declares a list of parcels to be potentially hazardous to fire and thereby deemed public nuisances.

Action Taken: The City Council (1) approved the Weed Abatement Declaration List and (2) adopted Resolution No. 11819.

Motion: Moved by Council Member Liang and seconded by Council Member Lam, motion carried by the following vote:

Ayes: Council Members: Liang, Lam, Real Sebastian, Ing, Chan
Noes: Council Members: None
Absent: Council Members: None
Abstain: Council Members: None

Resolution No. 11819, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONTEREY PARK DECLARING THAT WEEDS GROWING UPON AND IN FRONT OF, AND BRUSH, RUBBISH, REFUSE, AND DIRT UPON AND IN FRONT OF CERTAIN PRIVATE PROPERTY IN THE CITY ARE A PUBLIC NUISANCE, AND DECLARING ITS INTENTION TO PROVIDE FOR THE ABATEMENT THEREOF

6D. MEMORANDUM OF AGREEMENT FOR THE COORDINATED INTEGRATED MONITORING PROGRAM FOR UPPER LOS ANGELES RIVER

On November 18, 2015, the Regional Water Board approved the Coordinated Integrated Monitoring Plan (CIMP) that the City along with 19 other jurisdictions submitted to the Board for review. The group is now required to implement the CIMP.

The CIMP Memorandum of Agreement (MOA) is a cost-sharing agreement to perform and coordinate the monitoring services per the CIMP. Staff is requesting City Council's approval to enter into an Agreement with the 19 jurisdictions for this effort. The City's share of cost is \$58,090 for FY2016, \$34,814 for FY17, and \$32,707 for FY2018. Total cost for three years is \$125,611.

Action Taken: The City Council (1) authorized the City Manager to execute the agreement, in a form approved by the City Attorney, to cooperatively share costs in the implementation of the Coordinated Integrated Monitoring Program (CIMP) for the Upper Los Angeles River Watershed; and (2) approved an appropriation of \$58,090 in Refuse Funds for the City's FY2016 share of the cost.

Motion: Moved by Council Member Liang, and seconded by Council Member Lam, motion carried by the following vote:

Ayes:	Council Members:	Liang, Lam, Real Sebastian, Ing, Chan
Noes:	Council Members:	None
Absent:	Council Members:	None
Abstain:	Council Members:	None

6E. 2016 VARIOUS STREET RESURFACING – AUTHORIZATION TO ADVERTISE

The Engineering Division has prepared bid specifications for the 2016 Various Street Resurfacing and is requesting the City Council's authorization to advertise the project for bids.

Discussion:

The City Council directed staff to include the proposed map of the project to be included in the staff report for future projects.

Action Taken: Council Member Lam declared a potential conflict of interest; recused himself and left the Council Chambers as his residence is located within 500 ft of the project site. The City Council adopted Resolution No. 11820 authorizing staff to advertise the 2016 Various Street Resurfacing project.

Motion: Moved by Council Member Liang, and seconded by Mayor Pro Tem Ing, motion carried by the following vote:

Ayes: Council Members: Liang, Real Sebastian, Ing, Chan
Noes: Council Members: None
Absent: Council Members: Lam
Abstain: Council Members: None

Resolution No. 11820, entitled:

A RESOLUTION APPROVING THE DESIGN AND PLANS FOR THE 2016 VARIOUS STREET RESURFACING PURSUANT TO GOVERNMENT CODE § 830.6 AND ESTABLISHING A PROJECT PAYMENT ACCOUNT

6F. A RESOLUTION APPOINTING COUNCIL MEMBER REAL SEBASTIAN TO THE SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS (SCAG) GENERAL ASSEMBLY (GA)

To appoint Council Member Real Sebastian as the General Assembly Delegate.

Action Taken: The City Council adopted Resolution No. 11821 appointing Council Member Real Sebastian to the SCAG General Assembly delegate was amended to include appointment of Mayor Pro Tem Ing as the Alternate.

Motion: Moved by Council Member Liang, and seconded by Council Member Lam, motion carried by the following vote:

Ayes: Council Members: Liang, Lam, Real Sebastian, Ing, Chan
Noes: Council Members: None
Absent: Council Members: None
Abstain: Council Members: None

Resolution No. 11821, entitled:

A RESOLUTION APPOINTING COUNCIL MEMBER REAL SEBASTIAN TO THE SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS GENERAL ASSEMBLY

7. COUNCIL COMMUNICATIONS AND MAYOR/COUNCIL AND AGENCY MATTERS

Council Member Liang reported that he attended a San Gabriel Valley Council of Governments (SGVCOG), Ribbon Cutting Ceremony of Courtyard Marriott, Community Parks and Recreation meeting, Chinese American Auto Association banquet. He also invited residents to the showing of the movie "Cape No. 7" hosted by the library and partnership with the Taiwan American Cultural Society of America on February 7. Council Member Lam said he attended the Lunar New Year festival, Ribbon Cutting Ceremony of Courtyard Marriott, Chinese American Auto Association banquet, and the Lion's Club meeting.

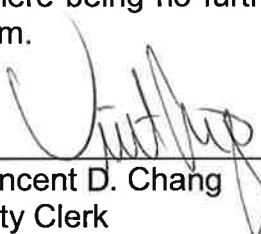
Council Member Real Sebastian reported she attended the SGVCOG Transportation meeting, Lunar New Year event, Community Parks and Recreation outreach. She congratulated George Yamamoto on his 103rd birthday and presented him a certificate on behalf of the Council. She also wished her father-in-law a 91st birthday. Mayor Pro Tem Ing said he attended the Lunar New Year event. Mayor Chan said he attended the Lunar New Year event and the Community Parks and Recreation meeting.

8. CLOSED SESSION

None.

ADJOURNMENT

There being no further business for consideration, the meeting was adjourned at 9:50 p.m.



Vincent D. Chang
City Clerk

Approved on March 2, 2016 at the Regular City Council Meeting